

Message Text

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ACTION EUR-12

INFO OCT-01 ISO-00 CIAE-00 DODE-00 PM-05 H-01 INR-10
L-03 NSAE-00 NSC-05 PA-01 SP-02 SS-15 ICA-11
IO-13 ACDA-12 TRSE-00 OMB-01 HA-05 BIB-01 /098 W
-----098230 130512Z /14

R 121312Z APR 78
FM AMEMBASSY BONN
TO SECSTATE WASHDC 7585
USMISSION USBERLIN
INFO AMEMBASSY BERLIN
AMEMBASSY LONDON
AMEMBASSY MOSCOW
AMEMBASSY PARIS
USMISSION USNATO

C O N F I D E N T I A L BONN 06677

E.O. 11652: XGDS 1
TAGS: PGOV, BQG
SUBJECT: CONSIDERATION OF ALLIED STATEMENT ON
NICO HUEBNER CASE

REFS: (A) USBER 800
(B) BERLIN 2413
(C) USBER 788
(D) USBER 787
(E) USBER 730
(F) BONN 6109 (NOTAL)

1. AT THE APRIL 11 BONN GROUP MEETING, THE FRENCH REP
(RICHARD) RAISED THE QUESTION WHETHER THE ALLIES SHOULD
SAY SOMETHING, EITHER IN THE FORM OF A PROTEST TO THE
SOVIETS OR A PUBLIC STATEMENT, ABOUT THE HUEBNER CASE.
HE DESCRIBED A STATEMENT MADE BY GDR REPRESENTATIVE MIT-
DANK TO WEST BERLIN SENAT VISITS COMMISSIONER KUNZE ON
APRIL 7 AND SUGGESTED THAT THE ALLIES MIGHT USE THIS AS
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A POINT OF REFERENCE FOR A DEMARCHE TO THE SOVIETS BY
SAYING THAT THE GDR STATEMENT WAS INCORRECT.

2. ACCORDING TO THE UK REP (EYERS), MITDANK SAID THAT
HUEBNER HAD BEEN EXPLOITED (BY THE WEST) IN AN ATTEMPT
TO APPLY THE FOUR POWER STATUS VALID FOR WEST BERLIN TO
THE CAPITAL OF THE GDR AND THUS TO INFRINGE THE GDR'S

SOVEREIGN RIGHTS. MITDANK SAID THAT THE WHOLE "PUBLICITY CAMPAIGN" REPRESENTED AN UNFRIENDLY ACT ON THE PART OF THE BERLIN SENAT, WHICH CAMPAIGN WOULD PREJUDICE RELATIONS BETWEEN THE GDR AND WEST BERLIN. THE SENAT, ACCORDING TO MITDANK, "SHOULD DESIST FROM ACTIVITIES DIRECTED AGAINST THE SOVEREIGNTY OF THE GDR IN BREACH OF THE SPIRIT AND LETTER OF TREATIES AND AGREEMENTS INCLUDING THE QUADRIPARTITE AGREEMENT ON WEST BERLIN."

3. EYERS SAID THAT THE FCO WOULD PROBABLY BE RESERVED SINCE, AS NOTED ABOVE, MITDANK'S REMARKS WERE NOT REPORTED IN SUCH DRAMATIC TERMS. THE FCO MIGHT FEEL DIFFERENTLY IF THE FRG FELT STRONGLY OR IF A PUBLIC STATEMENT, NOT A DEMARCHE TO THE SOVIETS, WERE PROPOSED.

4. THE US REP SAID HE DID NOT FEEL STRONGLY ABOUT THE MATTER AND COULD RECOMMEND AN APPROPRIATE DEMARCHE OR PUBLIC STATEMENT IF ONE WERE DEVELOPED. HE NOTED THAT THE MISSIONS IN BERLIN HAD DISCUSSED THE SUBJECT AND HAD INITIALLY DECIDED NOT TO BECOME INVOLVED IN THE DETAILS OF THE DISPUTE FOR THE REASONS GIVEN IN PARAGRAPH 5 OF REF E. HE DID NOT MENTION THE POSSIBILITY OF RECONSIDERATION OF THE ALLIED INTERPRETATION OF THE DEMILITARIZED STATUS OF BERLIN, CONFIDENTIAL

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HOWEVER, BECAUSE OF THE SENAT AND FRG INTEREST IN THE POSSIBILITY OF ALLOWING PROSECUTORS TO CARRY ARMS. (REF F AND PREVIOUS)

5. THE FRG REP (VON BRAUNMUEHL) SAID THE FRG WELCOMED THE ALLIED INTEREST. HE SAID HE HAD NO INSTRUCTIONS TO REQUEST THAT THE ALLIES TAKE ACTION AND WOULD LEAVE IT TO THEM TO DECIDE WHETHER, AND IF SO HOW, THE ALLIES SHOULD SAY SOMETHING WITH REGARD TO THE HUEBNER CASE.

6. RICHARD CONFIRMED THAT THE MISSIONS IN BERLIN ARE CONTINUING TO REVIEW THE MATTER (REF C) AND IT WAS AGREED TO AWAIT THE MISSIONS' RECOMMENDATIONS IN THE LIGHT OF THIS REVIEW. STOESEL

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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: DEMARCHE
Control Number: n/a
Copy: SINGLE
Draft Date: 12 apr 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978BONN06677
Document Source: CORE
Document Unique ID: 00
Drafter: n/a
Enclosure: n/a
Executive Order: X1
Errors: N/A
Expiration:
Film Number: D780158-0599
Format: TEL
From: BONN
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780467/aaaacesi.tel
Line Count: 109
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: 148861b2-c288-dd11-92da-001cc4696bcc
Office: ACTION EUR
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 78 USBERLIN 800, 78 BERLIN 2413, 78 USBERLIN 788, 78 USBERLIN 787, 78 USBERLIN 730, 78 BONN 6109
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 02 jun 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2998575
Secure: OPEN
Status: NATIVE
Subject: CONSIDERATION OF ALLIED STATEMENT ON NICO HUEBNER CASE
TAGS: PGOV, GC, WB, BQG
To: STATE USBERLIN
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/148861b2-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014